

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,

Plaintiff,

VS.

DANIEL CERNA, SR.,

Defendant.

8:18CR269

ORDER

This matter is before the court on the defendant's unopposed Motion to Continue Trial [64]. Counsel needs additional time as the parties are negotiating a resolution. For good cause shown,

IT IS ORDERED that the Motion to Continue Trial [64] is granted, as follows:

1. The jury trial, now set for January 5, 2021, is continued to **March 9, 2021**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and March 9, 2021**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).
3. **No further continuances will be granted without a hearing before the undersigned magistrate judge.**

DATED: December 4, 2020.

BY THE COURT:

s/ Michael D. Nelson
United States Magistrate Judge